

MACOMB TOWNSHIP BOARD OF TRUSTEES REGULAR MEETING HELD ON  
WEDNESDAY, JUNE 9, 2004  
AT 7:00 P.M.

LOCATION: MACOMB TOWNSHIP MEETING CHAMBERS  
54111 BROUGHTON ROAD  
MACOMB, MICHIGAN 48042

PRESENT: JOHN D. BRENNAN, SUPERVISOR  
MICHAEL D. KOEHS, CLERK  
MARIE MALBURG, TREASURER  
TRUSTEES: JANET DUNN  
DINO F. BUCCI, JR.  
KENNETH MEERSCHAERT, JR.  
CHARLES OLIVER

ABSENT: None

Also in attendance: Robert Siebert, Township Attorney  
Jerome R. Schmeiser, Community Planning Consultant  
James Van Tiflin, Township Engineer, Spalding DeDecker  
Associates, Inc.  
(Additional attendance record on file with Clerk)

Call Meeting to Order

Supervisor BRENNAN called the meeting to order at 7:00 p.m.

Supervisor BRENNAN discussed the passing of former president Ronald Reagan.

Supervisor BRENNAN reviewed the tragic news of Gary Campbell, Water & Sewer Department Deputy Superintendent. Supervisor BRENNAN reviewed that Mr. Campbell passed away sometime during the morning hours of June 9, 2004. Mr. Campbell was hired by the Township on June 18, 1990 in the capacity of a water inspector. He was promoted on January 26, 1994 to the position of Assistant Superintendent of Water & Sewer. For the past fourteen years Gary had worked closely with David Koss, Water & Sewer Department Superintendent in establishing a first class Department and was dedicated to serving the needs of the citizens of Macomb Township. Mr. Campbell was an extremely wonderful employee who will always be remembered and deeply missed by all who knew him.

Supervisor BRENNAN requested a moment of silence in honor of both of these gentlemen.

The Members of the Board and audience all stand for the moment of silence.

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PLEDGE OF ALLEGIANCE

Clerk KOEHS introduced Chris Ball and Kyle Ball, Boy Scouts from Troop 149 who will lead us in The Pledge of Allegiance for this meeting.

1. Roll Call

Clerk KOEHS called the Roll. All members present.

2. Approval of Agenda Items (*With any corrections*)

**MOTION by DUNN seconded by BUCCI to approve the amended agenda.**

**MOTION carried.**

3. Approval of Bills

**MOTION by OLIVER seconded by DUNN to approve both Bill runs as submitted.**

**MOTION carried.**

4. Approval of the May 24, 2004 previous Meeting Minutes

**MOTION by BUCCI seconded by MALBURG to approve the revisions to the previous meeting minutes of May 24, 2004 as submitted.**

**MOTION carried.**

5. Public Comments (Non Agenda items only - 3 minute time limit) None

**PUBLIC HEARING:**

6. Street Lighting; Westwood Pointe Subdivision; Located north of 23 Mile Road and approximately 3000 feet east of Romeo Plank Road; Kevin West, Petitioner. Permanent Parcel No. 08-16-100-016.

Supervisor BRENNAN opened the Public Hearing at 7:07 p.m.

Supervisor BRENNAN reviewed the request.

Petitioner Present: Not present

Public Portion: None

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**MOTION by OLIVER seconded by DUNN to close the Public Hearing at 7:08 p.m.**

**MOTION carried.**

**MOTION by OLIVER seconded by MALBURG to adopt the street lighting resolution for Westwood Pointe Subdivision Permanent Parcel No. 08-16-100-016 as follows:**

**FOR THIS MOTION: OLIVER, MALBURG, MEERSCHAERT, DUNN, BUCCI, KOEHS, BRENNAN.**

**OPPOSED: NONE**

**ABSENT: NONE**

**SAD, Street Lighting Westwood Pointe Subdivision**

**RESOLUTION ORDERING ESTABLISHMENT**

**OF STREET LIGHTING DISTRICT**

**Minutes of a regular meeting of the Township Board of the Township of Macomb, County of Macomb, Michigan, held in the Township Hall in said Township on Wednesday, June 9, 2004, at 7:00 P.M., Eastern Standard Time.**

**PRESENT: John D. Brennan, Michael D. Koehs, Marie E. Malburg, Dino F. Bucci, Jr., Charles Oliver, Janet Dunn, Kenneth Meerschaert, Jr.**

**ABSENT: None.**

**The following preamble and resolution were offered by Member OLIVER and supported by Member MALBURG.**

**WHEREAS, pursuant to 1989 PA 80 (the "Act"), the Township Board is empowered to establish a Special Assessment for the installation and maintenance of street lighting on its motion or upon the submission of petitions as prescribed in the Act; and**

**WHEREAS, the Township Board has determined that the installation of a street light or lights illuminating street serving lands described in Exhibit "A" is necessary to preserve the public health; and**

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**WHEREAS, the Township Board desires to establish a Special Assessment District obligating the benefited owners to pay for the cost of installation and operation of street lighting; and WHEREAS, a public hearing for the establishment of a Special Assessment District for street lighting was held on *June 9, 2004* in coincident with this meeting and was prefaced by published and mailed notice as required by the Act and 1962 PA 162.**

**NOW, THEREFORE, BE IT RESOLVED BY THE TOWNSHIP BOARD OF  
THE TOWNSHIP OF MACOMB, MACOMB COUNTY, MICHIGAN:**

**1. It is hereby directed that a street light or lights shall be installed at *Westwood Pointe Subdivision*, which will illuminate streets, serving and benefiting the lot(s) and/or parcel(s) of land described in Exhibit "A".**

**2. A Special Assessment District consisting of the lot(s) and parcel(s) described in Exhibit "A" is hereby established and the cost for installation of said street lights(s) and all future electrical service be levied against the parcel(s) and/or lot(s) so described in direct proportion to the benefit conferred.**

**3. The initial installation shall equal the sum of \$49,298.83 together with the first annual electrical service charge in the amount of \$8,999.21, the Township's at-large contribution is \$0.00.**

**4. The Township Board shall hereafter annually determine the amount to be assessed in the district for lighting and shall direct the assessor to levy this amount. The assessment may be made either in a special assessment roll or in a column provided in the regular tax roll. The assessment shall be spread and become due and be collected at the same time as the other Township taxes are assessed, levied and collected and shall be returned in the same manner for nonpayment.**

**AYES: OLIVER, MALBURG, MEERSCHAERT, DUNN, BUCCI, KOEHS,  
BRENNAN.**

**NAYS: NONE**

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**MICHAEL D. KOEHS  
MACOMB TOWNSHIP CLERK**

**SAD, Street Lighting, Westwood Pointe Subdivision**

**EXHIBIT "A"**

**LEGAL DESCRIPTION OF  
SPECIAL ASSESSMENT LIGHTING DISTRICT**

A parcel of land in the W. ½ Section 16, T.3N., R. 13E., R.13E., Macomb Township, Macomb County, Michigan described as: commencing at the S. ¼ Corner Section 16; thence S.87 degrees 54' 00" W., 31.57 feet along the S. line Section 16 and the centerline of 23 Mile Road to the Point of Beginning; thence continuing along said line S. 87 degrees 54' 00" W., 301.00 feet to the SE corner of "Westwood Pointe Subdivision" as recorded in the L. 124, P. 1-8 of the M.C.R.; thence along the E. line of the "Westwood Pointe Subdivision" N. 1 degree 52' 04"W., 2691.87 feet to a point on the E. -W. ¼ line Section 16 and the NE corner of "Westwood Pointe Subdivision"; thence along the N. line of "Westwood Pointe Subdivision" S. 87 degree 49' 10"W., 327.08 feet to the N.E. corner of "Westwood Pointe Subdivision" ; thence along the E. line of "Westwood Pointe Subdivision" N. 1 degree 50' 44"W., 1329.29 feet to the NE corner of "Westwood Pointe Subdivision" ; thence N. 87 degrees 45'35"E., 652.86 feet to the point on the N. -S. ¼ line Section 16; thence along said line S.2 degrees 15'14"E., 1329.95 feet to the Center Post of Section 16; thence S.1 degree 48' 38" E., 1942.35 feet; thence S. 87 degrees 48'43"W., 32.27 feet; thence S. 1 degree 51' 50" E., 749.95 feet to the Point of Beginning. Containing 40.159 acres.

Subject to the rights of the public highway purposes along the S. line for 23 Mile Road and any other easements of record.

Pre-Printed Portion of document  
drafted by:

Lawrence W. Dloski  
ANTHONY, SEIBERT AND DLOSKI, PLLC  
59 N. Walnut, 202 Vicant Building  
Mt. Clemens, MI 48043

AFTER RECORDING RETURN TO:     Michael D. Koehs  
Macomb Township Clerk  
54111 Broughton Road  
Macomb, MI 48042

**RESOLUTION DECLARED ADOPTED.**

7. Request to Adopt Resolution No. 3; for necessity; Sanitary Sewer; Marseilles Drive; Located north of 22 Mile Road and east of Romeo Plank Road; SAD No. MA086-S.

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Supervisor BRENNAN opened the Public Hearing at 7:08 p.m.

Supervisor BRENNAN reviewed the request.

Petitioner Present: None

Public Portion: None

**MOTION by DUNN seconded by MALBURG to close the Public Hearing at 7:10 p.m.**

**MOTION carried.**

**MOTION by KOEHS seconded by OLIVER to adopt Resolution No. 3; for necessity; Sanitary Sewer; Marseilles Drive; Located north of 22 Mile Road and east of Romeo Plank Road; SAD No. MA086-S as follows:**

**FOR THIS MOTION: KOEHS, OLIVER, BUCCI, MALBURG, DUNN, MEERSCHAERT, BRENNAN.**

**OPPOSED: NONE**

**ABSENT: NONE**

**MARSEILLES DRIVE SANITARY SEWER  
SPECIAL ASSESSMENT DISTRICT  
SDA-MA086S**

**RESOLUTION NO. 3**

**Minutes of a regular meeting of the Township Board of the Township of Macomb, County of Macomb, Michigan, held in the Township Hall in said Township on June 9, 2004, at 7:00 o'clock P.M., Eastern Daylight Savings Time.**

**PRESENT: John D. Brennan, Michael D. Koehs, Marie E. Malburg, Dino F. Bucci, Jr., Charles Oliver, Janet Dunn, Kenneth Meerschaert, Jr.**

**ABSENT: None.**

**The following preamble and resolution were offered by Member KOEHS supported by Member OLIVER.**

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**WHEREAS, the Township Board has caused to be prepared plans showing the sanitary sewer improvements more particularly herein described together with the location and estimate of costs thereof; and**

**WHEREAS, the Township Board has tentatively declared its intention to make the improvements and has tentatively designated the special assessment district against which the cost of said improvements are to be assessed; and**

**WHEREAS, after due and legal notice, the Township Board has met and heard all persons interested in the improvements, the petitions submitted therefore and the special assessment district to be created;**

**NOW, THEREFORE, BE IT RESOLVED BE THE TOWNSHIP BOARD OF THE TOWNSHIP OF MACOMB, MACOMB COUNTY, MICHIGAN:**

- 1. That the Township Board hereby determines that a Petition, as amended, theretofore filed with the Township Board signed by the record owners of land constituting more than (50%) fifty percent of the total area to be benefited from the installation of the sanitary sewer improvements, is legally sufficient for the Township Board to proceed in accordance with the provisions of Act 188, Public Acts of 1954, as amended.**
- 2. The Township Board hereby determines to make the proposed sanitary sewer improvements described in Exhibit "A" attached hereto and made a part hereof:**
- 3. The Township Board finally determines that the special assessment district against which the aforesaid sum shall be assessed shall consist of all lands described in said Petition and constituting the area to be benefited by said improvement.**
- 4. The Township Board hereby approves the plans and estimates of costs in the sum of;**

<b>Total project cost</b>	<b>\$308,100.00</b>
<b>Township's Share</b>	<b>\$-0-</b>
<b>SAD Share</b>	<b>\$308,100.00</b>

**as originally prepared and presented by the SDA Consulting Engineers, which shall be levied against the special assessment district for benefits received from, said improvements. Alternatively, the Township Engineer may proceed to final construction drawings and advertise and solicit bids for construction and installation of the improvements and the bid amount, together with ancillary and related costs, shall constitute the total cost of the project.**

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**The Township Legal Counsel is authorized to acquire by condemnation, if necessary, the easements, if any, within which to install the sanitary sewer.**

- 5. The Supervisor is hereby directed to make a special assessment roll in which shall be described all of the parcels of land to be assessed, as above set forth, with the names of all the owners thereof, if known, and the total amount to be assessed each parcel of land, which amount shall be such relative portion of the whole sum to be levied against all parcels of land in the assessment district as the benefit to such parcel of land bears to the total benefit of all parcels of land in the special assessment district.**
- 6. When the Supervisor shall have completed the special assessment roll, he shall affix thereto his certificate stating that said roll was made pursuant to the Township Board of the Township of Macomb, adopted on June 9, 2004, and that in making the assessment roll he has, according to his best judgment, conformed in all respects to the directions in said resolution and the status of the State of Michigan, and the Supervisor shall then report the special assessment roll, with his Certificate attached thereto, to the Township Board.**
- 7. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution be and the same are hereby rescinded.**

**FOR THIS RESOLUTION: KOEHS, OLIVER, BUCCI, MALBURG, DUNN, MEERSCHAERT, BRENNAN.**

**OPPOSED: NONE**

**ABSENT: NONE**

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**MICHAEL D. KOEHS  
MACOMB TOWNSHIP CLERK**

**EXHIBIT "A"**

**A 10-inch sanitary sewer and appurtenances along Marseilles Drive, from 22 Mile Road to approximately 1,800 feet north.**

**CERTIFICATE OF CLERK**



MACOMB TOWNSHIP BOARD OF TRUSTEES REGULAR MEETING HELD ON  
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I hereby certify that the attached constitutes a true and complete copy of a resolution adopted by the Township Board of the Township of Macomb, County of Macomb, State of Michigan, at a regular meeting held on June 9, 2004, and that public notice of said meeting was given pursuant to Act 267, Public Acts of Michigan, 1976, including in the case of a special or rescheduled meeting notice by publication or posting at least eighteen (18) hours prior to the time set for the meeting.

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Michael D. Koehs  
Macomb Township Clerk

**RESOLUTION DECLARED ADOPTED.**

Addition:

- 7A. Request to Adopt Resolution No. 4 to set a public hearing date (*July 14, 2004*); Sanitary Sewer; Marseilles Drive; Located north of 22 Mile Road and east of Romeo Plank Road; SAD No. MA086-S.

Supervisor BRENNAN reviewed the request.

**MOTION by DUNN seconded by BUCCI to adopt Resolution No. 4 to set a public hearing date for July 14, 2004 to hear any objections to the assessment roll; Sanitary Sewer; Marseilles Drive; Located north of 22 Mile Road and east of Romeo Plank Road; SAD No. MA086-S. Total Estimated projection cost Three Hundred Eight Thousand One Hundred Dollars and 00/100 (\$308,100.00).**

**FOR THIS MOTION: DUNN, BUCCI, OLIVER, MEERSCHAERT, MALBURG, KOEHS, BRENNAN.**

**OPPOSED: NONE**

**ABSENT: NONE**

**MARSEILLES DRIVE SANITARY SEWER  
SPECIAL ASSESSMENT DISTRICT  
SDA-MA086S**

**RESOLUTION NO. 4**

**Minutes of a regular meeting of the Township Board of the Township of Macomb, County of Macomb, Michigan, held in the Township Hall in said Township on June 9, 2004, at 7:00 o'clock P.M., Eastern Daylight Saving Time.**

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**PRESENT:** John D. Brennan, Michael D. Koehs, Marie E. Malburg, Dino F. Bucci, Jr., Janet Dunn, Charles Oliver, Kenneth Meerschaert, Jr.

**ABSENT:** None

The following preamble and resolution were offered by Member DUNN and supported by Member BUCCI.

WHEREAS, by Resolution adopted May 12, 2004, the Township Board of the Township of Macomb determined to make the proposed sanitary sewer improvements hereinafter described and assess the cost thereof against the property benefited from said improvements, in accordance with Act 188, Public Acts of 1954, as amended; and,

WHEREAS, the Supervisor has prepared and reported to the Township Board a special assessment roll assessing costs of said improvements to the properties benefited thereby, with his Certificate attached thereto.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWNSHIP BOARD OF THE TOWNSHIP OF MACOMB, MACOMB COUNTY, MICHIGAN:

1. Said special assessment roll shall be filed with the office of the Township Clerk and shall be available for public examination during regular working hours on regular working days.

2. The Township Board will meet at 7:00 o'clock in the evening of July 14, 2004 at the Macomb Township offices located at 54111 Broughton Road, Macomb Township, Michigan 48042 to review said special assessment roll and hear any objections thereto. The Township Clerk shall cause notice of such hearing and filing of the assessment roll to be published twice in the Macomb Daily a newspaper of general circulation in the Township, prior to the date of the hearing, the first publication to be at least ten (10) days before the hearing, and shall cause notice of said hearing to be mailed by first class mail to all owners of or persons in interest in property in the special assessment district as shown on the current assessment roll of the Township at least ten (10) full days before the date of said hearing. Said notice shall be in substantially the following form:

**NOTICE OF HEARING OF REVIEW OF SPECIAL ASSESSMENT ROLL FOR  
SANITARY SEWER IMPROVEMENTS**

**TO THE OWNERS OF THE FOLLOWING DESCRIBED TAX PARCELS IN  
MACOMB TOWNSHIP, MACOMB COUNTY, MICHIGAN.**

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08-21-376-002	08-21-376-012	08-21-377-011
08-21-376-003	08-21-377-001	08-21-377-012
08-21-376-004	08-21-377-022	08-21-377-013
08-21-376-005	08-21-377-004	08-21-377-014
08-21-376-006	08-21-377-005	08-21-377-015
08-21-376-015	08-21-377-006	08-21-377-016
08-21-376-016	08-21-377-007	08-21-377-017
08-21-376-008	08-21-377-008	08-21-377-018
08-21-376-009	08-21-377-009	08-21-326-001
08-21-376-010	08-21-377-010	

**PLEASE TAKE NOTICE** that a special assessment roll has been prepared and is on file in the office of the Township Clerk for public examination. Said special assessment roll has been prepared for the purpose of assessing the cost of the following described improvements to the above described properties which are to be benefited thereby:

A 10-inch sanitary sewer and appurtenances along Marseilles Drive, from 22 Mile Road to approximately 1,800 feet north.

**TAKE FURTHER NOICE** that the Township Board will meet on July 14, 2004, at 7:00 P.M. at the Township Offices, 54111 Broughton Road, Macomb Township, Michigan 48042 for the purpose of reviewing said special assessment roll and hearing any objections thereto.

**TAKE FURTHER NOTICE** that appearance and protest at this hearing is required in order to appeal the amount of the special assessment to the State Tax Tribunal if an appeal should be desired. A property owner or party in interest, or his or her agent, may appear in person at the hearing to protest the special assessment or may file his or her protest by letter delivered to the Clerk by 4:30 o'clock P.M. on July 14, 2004 and his or her personal appearance shall not be required. The property owner or any person having an interest in the property subject to the proposed special assessments may file a written appeal of the special assessment with the State Tax Tribunal within thirty (30) days after confirmation of the special assessment roll if that special assessment was protested at this hearing.

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**MICHAEL D. KOEHS**  
**MACOMB TOWNSHIP CLERK**

3. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution be and the same are hereby rescinded.

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**FOR THIS RESOLUTION:**        **DUNN, BUCCI, OLIVER, MEERSCHAERT,  
MALBURG, KOEHS, BRENNAN**

**OPPOSED:**                        **NONE**

**ABSENT:**                         **NONE**

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**Michael D. Koehs**  
**Macomb Township Clerk**

**RESOLUTION DECLARED ADOPTED.**

Addition:

7B. Request to Alter Grade; Located on the southeast corner of 22 Mile Road and Romeo Plank Road related to the Turnberry Pointe Subdivision. H & R Investments, Petitioner. Section 29.

James VanTiflin, Township Engineer, reviewed the request and recommended approval.

Public Portion: None

**MOTION by KOEHS seconded by MALBURG to follow the recommendation of James VanTiflin's, Township Engineer, and approve the Request to Alter Grade; Located on the southeast corner of 22 Mile Road and Romeo Plank Road related to the Turnberry Pointe Subdivision. H & R Investments, Petitioner. Section 29.**

**MOTION carried.**

**PLANNING COMMISSION:**

8. Preliminary Review; Suburban Ice of Macomb; Located on the west side of Broughton Road approximately 300 feet south of 25 Mile Road; Suburban Ice Group, Petitioner. Permanent Parcel No. 08-09-200-003 (part of)

Supervisor BRENNAN reviewed the correspondence pertaining reviews involved in the TCC Meetings.

Jerome R. Schmeiser, Community Planning Consultant, reviewed the request and recommended approval.

Petitioner Present: Dennis Diener, Architect representative.

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Public Portion: None

**MOTION by DUNN seconded by BUCCI to approve the Preliminary Review; Suburban Ice of Macomb and move forward with the request. Suburban Ice Group, Petitioner. Permanent Parcel No. 08-09-200-003 (part of)**

**MOTION carried.**

9. Final Preliminary Plat; Chelsea Court (14 lots); Located south of 22 Mile Road approximately ½ mile west of Heydenreich Road ; Cornerstone Land Development, Co., Petitioner. Permanent Parcel No. 08-28-200-025

Jerome R. Schmeiser, Community Planning Consultant, reviewed the findings and recommendations for approval.

Petitioner Present: Jeff Allegoet of Anderson Eckstein & Westrick

Public Portion: None

**MOTION by KOEHS seconded by MALBURG to approve the Final Preliminary Plat; Chelsea Court (14 lots) based upon the Planning Commission Board and Planning Consultants recommendations for approval; Cornerstone Land Development, Co., Petitioner. Permanent Parcel No. 08-28-200-025**

**MOTION carried.**

10. Land Division Variance; Woodview Subdivision; Located approximately ½ mile north of future 22 Mile Road and approximately ½ mile east of North Avenue; Fairchild Investments, Petitioner. Permanent Parcel No. 08-24-251-002

Jerome R. Schmeiser, Community Planning Consultant, reviewed the findings and recommendations for approval.

Petitioner Present: Craig Duckwitz, Anderson Eckstein & Westrick

Public Portion: None

**MOTION by DUNN seconded by MEERSCHAERT to approve the Land Division Variance; Woodview Subdivision; Fairchild Investments, Petitioner. Permanent Parcel No. 08-24-251-002.**

**MOTION carried.**

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11. Revised Final Preliminary Plat; Westminister Subdivision (lots 1-203); Located on the north side of 22 Mile Road approximately ½ mile east of Hayes Road; Grand Sakwa Macomb Airport LLC, Petitioner. Permanent Parcel No. 08-19-200-012.

Jerome R. Schmeiser, Community Planning Consultant, reviewed the findings and recommendations for approval.

Petitioner Present: Craig Duckwitz of Anderson Eckstein & Westrick

Public Portion: None

**MOTION by BUCCI seconded by OLIVER to follow the Planning Consultants recommendations to approve the Revised Final Preliminary Plat; Westminister Subdivision (lots 1-203); Grand Sakwa Macomb Airport LLC, Petitioner. Permanent Parcel No. 08-19-200-012.**

**MOTION carried.**

12. Final Preliminary Plat; Westminister Subdivision # 2 (lots 204-494); Located on the north side of 22 Mile Road approximately ½ mile east of Hayes Road; Grand Sakwa Macomb Airport LLC, Petitioner. Permanent Parcel No. 08-19-200-012

Jerome R. Schmeiser, Community Planning Consultant, reviewed the findings and recommendations for approval.

Petitioner Present: Craig Duckwitz of Anderson Eckstein Westrick

Public Portion: None

**MOTION by OLIVER seconded by MALBURG to approve the Final Preliminary Plat; Westminister Subdivision # 2 (lots 204-494); Grand Sakwa Macomb Airport LLC, Petitioner. Permanent Parcel No. 08-19-200-012**

**MOTION carried.**

13. Final Preliminary Plat; Gloede Park; Located on the northwest corner of 21 Mile Road and Garfield Road (excluding the immediate corner); Michele Ventimiglia, Petitioner. Permanent Parcel No. 08-30-400-020

Jerome R. Schmeiser, Community Planning Consultant, reviewed the findings and recommendations for approval.

Petitioner Present: John Cavaliere

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Public Portion: None

**MOTION by BUCCI seconded by DUNN to approve the Final Preliminary Plat;  
Gloede Park; Michele Ventimiglia, Petitioner. Permanent Parcel No. 08-30-400-020**

**MOTION carried.**

**OLD BUSINESS:**

14. Request for Model Permits; Middlecreek Estates Subdivision No. 1; Lot Nos. 3, 4, 5 & 6 Middlecreek Development Co., Petitioner. Section 21.

Supervisor BRENNAN reviewed the request.

**MOTION by OLIVER seconded by MALBURG to approve the Request for Model Permits; Middlecreek Estates Subdivision No. 1; Lot Nos. 3, 4, 5 & 6 Middlecreek Development Co., Petitioner. Section 21.**

**MOTION carried.**

Addition:

- 14A. Bond Return; Crest Volvo; Located north of Hall Road and west of GTWRR.  
Section 36.

Supervisor BRENNAN reviewed the request.

Petitioner Present: None

Public Portion: None

**MOTION by KOEHS seconded by OLIVER to grant partial bond release for Crest Volvo in the amount of Six Hundred Sixty Six Thousand Five Hundred Ninety Seven dollars 00/100 (\$666,597.00), keeping Fifteen Thousand dollars and 00/100 (\$15,000.00) for the remaining items.**

**MOTION carried.**

**NEW BUSINESS:**

15. New Centrum Senior Housing Proposal

*Tabled to the meeting of June 23, 2004*

16. Request approval of purchase requisition:

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A. Keyboard Wedge Kit and Imager (*Township Treasurer Dept request.*)

Jim Koss, Information Technology Director, reviewed the request.

Public Portion: None

**MOTION by DUNN seconded by OLIVER to approve the purchase requisition; National Barcode Inc., for five (5) Keyboard Wedge Kit w/flex neck stand #4600SRO52C-OAOA including Imager, mini-din cable #42206132-02 and user guide for the total amount of Two Thousand Two Hundred Forty Five dollars and 00/100 (\$2,245.00).**

**MOTION carried.**

**WATER & SEWER DEPARTMENT:**

17. Easement Encroachment Agreement, Steven & Michele Kuzatko, 19586 Pinecone Drive, Macomb, MI 48042, Lot 31 Westwood Estates Subdivision. Permanent Parcel No. 08-16-333-001

David Koss, Water and Sewer Department Superintendent, reviewed the request.

Public Portion: None

**MOTION by MALBURG seconded by BUCCI to approve the Easement Encroachment Agreement, Steven & Michele Kuzatko, 19586 Pinecone Drive, Macomb, MI 48042, Lot 31 Westwood Estates Subdivision. Permanent Parcel No. 08-16-333-001.**

**MOTION carried.**

18. Request to vacate storm sewer easement, 17804 Briarwood Drive, Brentwood Farms I. Permanent Parcel No. 08-29-208-014.

David Koss, Water and Sewer Department Superintendent, reviewed the request.

Public Portion: None

**MOTION by KOEHS seconded by MALBURG to approve the request to vacate storm sewer easement, 17804 Briarwood Drive, Brentwood Farms I. Permanent Parcel No. 08-29-208-014.**

**MOTION carried.**



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19. Recommendation for 2004-05 Water and Sewer Rates.  
David Koss, Water and Sewer Department Superintendent, reviewed the request.

Public Portion: None

**MOTION by DUNN seconded by OLIVER to follow recommendation of David Koss, Water & Sewer Department Superintendent to approve the water rate increase for the fiscal year 2004-2005 from Eleven Dollars and 80/100 (\$11.80) per Million Cubic Foot (MCF) to Thirteen Dollars and 20/100 (\$13.20) per Million Cubic Foot (MCF).**

**MOTION carried.**

**BOARD COMMENTS**

20. Supervisor Comments:

Addition:

20a. Macomb County Award

Supervisor BRENNAN stated that through the efforts of Nickolyn Brandenburg and the Spalding DeDecker Associates, Inc., Township Engineer, Macomb Township was awarded a grant from the County for cleaning of 570 liner feet of the Crittenden Drain just south of 22 Mile Road.

Addition:

20b. Preliminary Budget Documents for the Budget Hearing scheduled June 16, 2004.

Supervisor BRENNAN stated the preliminary budget has been distributed to this Board for further review, discussions and actions at the Budget Hearing scheduled for June 16, 2004.

21. Clerk Comments: None
22. Treasurer Comments: None
23. Trustees Comments:

Member MEERSCHAERT discussed the information he reviewed in the County Reports regarding the West Nile Virus Control and how they received grants and moneys. Member MEERSCHAERT further discussed with Supervisor BRENNAN the possibilities of funds for the Township to receive for this matter.

MACOMB TOWNSHIP BOARD OF TRUSTEES REGULAR MEETING HELD ON  
WEDNESDAY, JUNE 9, 2004  
AT 7:00 P.M.

**MOTION by OLIVER seconded by MALBURG to adjourn into Executive Session  
at 7:52 p.m.**

**MOTION carried.**

**EXECUTIVE SESSION:**

*The Board reconvened at 7:59 P.M.*

24. Consent Judgment; Hall Road - Fairchild Properties

**MOTION by KOEHS seconded by DUNN to authorize the Township Attorney to  
continue negotiations with the petitioner and finalize a consent agreement that will  
be brought back to the Board for review and adoption.**

**MOTION carried.**

**ADJOURNMENT**

**MOTION by KOEHS seconded by BUCCI to adjourn this meeting at 8:01 p.m.**

**MOTION carried.**

Respectfully,

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John D. Brennan, Supervisor

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Michael D. Koehs, Clerk  
Gabrielle M. Baker, Recording Secretary  
MDK/gmb